

**MINUTES FOR THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**October 29, 2009**

DIVISION ONE

[illegible]

The judgment is affirmed.

Johnson, J.

We concur:   Rothschild, Acting P.J.  
                  Chaney, J.

[illegible]

The appeal is dismissed.

Johnson, J.

We concur:   Mallano, P.J.  
                      Rothschild, J.

DIVISION ONE (continued)

B209821 People v. Willis (Not for Publication)  
B212223 In re Tiffany Willis on Habeas Corpus.

The judgment is affirmed. The petition for a writ of habeas corpus is denied.

Mallano, P.J.

We concur: Rothschild, J.  
Chaney, J.

B210504 People (Not for Publication)  
v.  
Olivar

The judgment is affirmed. If the trial court has not already done so, it is directed to issue an amended abstract of judgment correcting the following errors: (1) the authority for the enhancement for count 3 is subdivision (c) of Penal Code section 12022.53, not subdivision (d); (2) the term for the enhancement for count 3 is 20 years not 25 years-to-life; (3) the reference to Penal Code section 186.22 and the accompanying "S" in the "Enhancements" section must be deleted.

Mallano, P.J.

We concur: Rothschild, J.  
Chaney, J.

B212790 People (Not for Publication)  
v.  
E.G.

The order under review is affirmed.

Mallano, P.J.

We concur: Rothschild, J.  
Chaney, J.

DIVISION ONE (continued)

B214186      In re M.K. et al.,                      (Not for Publication)  
                 Los Angeles County, D.C.F.S.  
                 v.  
                 C.K.

The January 30, 2009 order is affirmed.

Mallano, P.J.

We concur:   Rothschild, J.  
                 Chaney, J.

B211966      Miraflores                                      (Not for Publication)  
                 v.  
                 City of Los Angeles

The judgment is affirmed.

Chaney, J.

We concur:   Rothschild, Acting P.J.  
                 Johnson, J.

DIVISION TWO

B209326      Baker    (Not for Publication)  
                 v.  
                 Wu

The judgment, including costs and prejudgment interest, is affirmed.

Chavez, J.

We concur:   Boren, P.J.  
                 Doi Todd, J.

DIVISION TWO (continued)

B211940      Ye Olde Kings Head, Inc.                      (Not for Publication)  
                 v.  
                 Gray

The judgment is affirmed. Plaintiff is awarded its costs on appeal.

Chavez, J.

We concur:    Doi Todd, Acting P.J.  
                 Ashmann-Gerst, J.

B194592      Erdman    (Not for Publication)  
                 v.  
                 Dromy International Investment Corp.

The judgment is affirmed. Each party to bear their own costs.

Chavez, J.

We concur:    Doi Todd, Acting P.J.  
                 Ashmann-Gerst, J.

B214149      Los Angeles County, D.C.F.S.                      (Not for Publication)  
                 v.  
                 A.B.

The judgment is affirmed.

Chavez, J.

We concur:    Boren, P.J.  
                 Doi Todd, J.

## DIVISION TWO (continued)

B212117 People (Not for Publication)  
v.  
Gallardo

The judgment is corrected to modify the sentence to stay imposition of the sentence on count 2 pursuant to section 654. As modified, the judgment is affirmed. The trial court is directed to prepare an amended abstract of judgment.

Chavez, J.

We concur:   Boren, P.J.  
                  Doi Todd, J.

B209314 People (Not for Publication)  
v.  
Gatewood

The superior court shall direct its clerk to amend the abstract of judgment accordingly. The superior court shall send the amended abstract of judgment to the Department of Corrections and Rehabilitation.

Chavez, J.

We concur: Boren, P.J.  
Doi Todd, J.

B212942      People                          (Not for Publication)  
v.  
Stevenson

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The judgment is affirmed.

Chavez, J.

We concur:   Doi Todd, Acting P.J.  
                    Ashmann-Gerst, J.

## DIVISION TWO (continued)

[illegible]

### The Court:

The judgment is affirmed.

Boren, P.J., Doi Todd, J., Chavez, J.

B210259 People (Not for Publication)  
v.  
Rezaei

The judgment and sentence are affirmed.

Chavez, J.

We concur:   Doi Todd, Acting P.J.  
                    Ashmann-Gerst, J.

B211154      People                      (Not for Publication)  
v.  
Henry

The judgment is affirmed.

Chavez, J.

We concur: Doi Todd, Acting P.J.  
Ashmann-Gerst, J.

DIVISION THREE

B211540      Los Angeles County, D.C.F.S.      (Not for Publication)  
B213203      v.  
                R. M.

The juvenile court's orders dated August 19, 2008 and September 29, 2008 and judgment dated December 3, 2008, are affirmed.

Kitching, J.

We concur:    Croskey, Acting P.J.  
                  Aldrich, J.

B206776      Matusek                                      (Not for Publication)  
                v.  
                Rodney Benn, et al.

Plaintiff Matusek's motion to dismiss the appeal of defendant Rodney Benn Corporation is granted. Defendants' request for attorney's fees incurred in this appeal is denied. The judgment is otherwise affirmed. Costs on appeal are awarded to plaintiff LEEANNE MATUSEK.

Kitching, J.

We concur:    Croskey, Acting P.J.  
                  Aldrich, J.

DIVISION SIX

B209614      People                                      (Certified for Publication)  
                v.  
                Chad Josef Medlin, et al.

The order under review is reversed and vacated.

Coffee, J.

We concur:    Gilbert, P.J.  
                  Perren, J.

## DIVISION SIX (continued)

B211875 People (Not for Publication)  
v.  
Jeremy White

The judgment is affirmed.

Yegan, Acting P.J.

We concur: Coffee, J.  
Perren, J.

B211049 People (Not for Publication)  
v.  
Juan Reyes Barragan

The judgment is affirmed.

Coffee, J.

We concur:    Gilbert, P.J.  
                             Yegan, J.

B214501      People                          (Not for Publication)  
v.  
Nix

We strike the \$800 restitution fine and \$800 probation revocation restitution fine, and reverse and remand for a probation violation hearing.

Gilbert, P.J.

We concur: Yegan, J.  
Perren, J.



DIVISION SEVEN

B213762     Millan  
                 v.  
                 Southern California Edison Company

Filed order denying petition for rehearing.

DIVISION EIGHT

Court convened at 9:00 a.m.

Present: Rubin, Acting P.J., Flier, J., Bigelow, J., Mohr, J. (Assigned) and Emma Jean Amos, Deputy Clerk.

Each of the following:

B211911 People v. Ayala  
B212635 People v. J.H.  
B214471 DCFS v. T.S.  
B214475 DCFS v. R.J.  
B214697 DCFS v. C.M.  
B209330 People v. Hernandez  
B210783 Batache v. Ayala  
B217853 Nutra Genetics, LLC v. (SCLA) & Cavenah

Argument waived, cause submitted.

B211629     Antonio C. Mascorro  
                 v.  
                 Edmund G. Brown, Jr.

Merits:

Argued by Stuart J. Faber for appellant and by Stephanie Brenan, Deputy Attorney General for respondent. Cause submitted.

DIVISION EIGHT (continued)

B209327      Cheo Oliver  
                 v.  
                 Nicole G.,

Merits:  
Argued by John J. Gilligan for appellant and no appearance by respondent.  
Cause submitted.

B210459      State of Arizona ex rel. Arizona Dept. of Revenue  
                 v.  
                 Jean Yuen

Merits:  
Argued by David Brand for appellant and by John S. Kennedy for  
respondent. Cause submitted.

Rubin, Acting P.J. left the bench.

B210323      Moris Sakhai, et al.  
                 v.  
                 Atwan Zipora, et al.  
                 Wilshire Manning Homeowners Associations

Merits:  
Argued by Sam D. Ekizian for appellants, by Harvey Goldhammer for  
respondents Atwain Zipora, et al. and by David Koester for respondent  
Wilshire Manning Homeowners Association. Cause submitted.

Court recessed.

Court reconvened at 1:02 p.m.

Present: Rubin, Acting P.J., Flier, J., Bigelow, J., Mohr, J. (Assigned) and Emma Jean  
Amos, Deputy Clerk.

DIVISION EIGHT (continued)

B208116     People  
              v.  
              Salvador Molina

Merits:

Argued by Diana M. Teran for appellant and by Alene M. Games, Deputy Attorney, for respondent. Cause submitted.

Rubin, Acting P.J. left the bench.

B207436     Continental Recovery Group, LLC  
              v.  
              Newcom, Inc. et al.,

Merits:

Argued by Daniel McCarthy for appellant and by Saied Kashani for respondents. Cause submitted.

B204860     Antonio Baker, Jr., et al.  
              v.  
              National Interstate Insurance Company

Merits:

Argued by Peter Abrahams for appellant and by Sharon J. Arkin for respondents. Cause submitted.

B211777     Carson Harbor Village  
              v.  
              City of Carson

On the court's own motion, oral argument was continued to a later date.

DIVISION EIGHT (continued)

B208285     Sanchez, et al.  
               v.  
               PHDC, Inc.,

Oral argument continued to November 23, 2009, at 9:00 a.m.

B214451     Chapman, et al.  
               v.  
               Krutonog, et al.

Matter ordered off calendar.

Court adjourned.

B199571     Wynona Harris                     (Certified for Publication)  
               v.  
               City of Santa Monica

The judgment and attorney's fees are reversed, and the matter is remanded for retrial. Each side to bear its own costs on appeal.

Rubin, Acting P.J.

We concur:   Flier, J.  
                   Bigelow, J.